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PAGE 1/3 * RCVD AT 2/8/2006 4:50:29 PM [Eastern Standard Time] * SVR:USPTO-EFXRF-6/35 * DNIS:2738300 * CSID:512 536 4598 * DURATION (mm:ss):01-10

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<u>February 8, 2006</u> Date	 Steven L. Highlander

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Edward H. Lin et al.

Serial No.: 10/618,102

Filed: July 11, 2003

For: QUANTITATIVE RT-PCR TO AC133 TO
DIAGNOSE CANCER AND MONITOR
ANGIOGENIC ACTIVITY IN A CELL
SAMPLE

Group Art Unit: 1637

Examiner: TERESA E. STRZELECKA

Atty. Dkt. No.: UTSC:755US/SLH

RESPONSE TO RESTRICTION REQUIREMENT DATED JANUARY 10, 2006

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Commissioner:

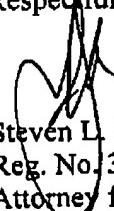
This paper is submitted in response to the Restriction Requirement dated January 10, 2006 for which the date for response is February 10, 2006.

It is believed that no fee is due; however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to this document, the Commissioner is authorized to deduct said fees from Fulbright & Jaworski L.L.P. Account No.: 50-1212/UTSC:755US/SLH.

In response to the restriction requirement which the Examiner imposed, Applicants elect, without traverse, to prosecute claims 1-14, i.e., the Group I claims. Applicants, further elect for the species Group I, Option A) Cancer is selected from the group of cancers in claim 2.

The Examiner is invited to contact the undersigned attorney at (512) 536-3184 with any questions, comments or suggestions relating to the referenced patent application.

Respectfully submitted,


Steven L. Highlander
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Attorney for Applicants

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Date: February 8, 2006

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